

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**DODOCASE VR, INC. (fka DODOCASE,  
INC.),**

**Plaintiff,**

**v.**

**MERCHSOURCE, LLC et al.,**

**Defendants.**

**Case No. 3:17-cv-07088-EDL**

**~~PROPOSED~~ ORDER**

**THE HONORABLE ELIZABETH D.  
LAPORTE**

After consideration of the parties' motion to modify the case schedule, this Court hereby  
**GRANTS** the parties' motion and modifies the case schedule as follows:

<b>Current Deadline</b>	<b>Proposed Deadline</b>	<b>Event</b>
04/24/2018	30 days after Fed. Cir. ruling	Plaintiff's priority contentions chart
05/01/2018	37 days after Fed. Cir. ruling	Plaintiff's partial motion for SJ regarding Q4 royalties
05/11/2018	47 days after Fed. Cir. ruling	Defendants' invalidity contentions
05/12/2018	48 days after Fed. Cir. ruling	Deadline for parties to file motion to join parties or amend pleadings
05/15/2018	51 days after Fed. Cir. ruling	Defendants' cross-motion for SJ and opposition regarding Q4 royalties
05/25/2018	61 days after Fed. Cir. ruling	Patent Local Rule 4-1 - Parties exchange proposed terms for construction
05/29/2018	61 days after Fed. Cir. ruling	Plaintiff's combined opposition and reply brief regarding Q4 royalties
06/05/2018	67 days after Fed. Cir. ruling	Defendants' reply brief regarding Q4 royalties
06/15/2018	77 days after Fed. Cir. ruling	Patent Local Rule 4-2 - Parties exchange proposed claim constructions
06/19/2018	81 days after Fed. Cir. ruling (at the Court's convenience)	Hearing on SJ regarding Q4 royalties
06/21/2018	83 days after Fed. Cir. ruling	Deadline for parties to file status report and setting forth each side's position on potential modification of claim construction briefing schedule

**PROPOSED ORDER**

Current Deadline	Proposed Deadline	Event
06/30/2018	92 days after Fed. Cir. ruling	Patent Local Rule 3-8 – Damages contentions
07/10/2018	102 days after Fed. Cir. ruling (unless modified)	Patent Local Rule 4-3 – Parties to file joint claim construction and prehearing statement
07/30/2018	122 days after Fed. Cir. ruling	Patent Local Rule 3-9 – Responsive damages contentions
08/09/2018	132 days after Fed. Cir. ruling (unless modified)	Deadline to complete claim construction discovery
08/24/2018	147 days after Fed. Cir. ruling (unless modified)	Opening claim construction brief
09/07/2018	161 days after Fed. Cir. ruling (unless modified)	Responsive claim construction brief
09/14/2018	168 days after Fed. Cir. ruling (unless modified)	Reply claim construction brief
09/18/2018	172 days after Fed. Cir. ruling (unless modified) (at the Court's convenience)	Claim construction technology tutorial
10/02/2018	186 days after Fed. Cir. ruling (unless modified) (at the Court's convenience)	Claim construction hearing

Within five days of the Federal Circuit's order on MerchSource's motion to stay, the parties shall submit an updated case schedule setting forth the specific proposed dates for each event.

**IT IS SO ORDERED.**

Dated: April 12, 2018

  
UNITED STATES DISTRICT  
COURT MAGISTRATE JUDGE